

Title 06: Business Licenses & Regulations

06.040: PEDDLERS, SOLICITORS AND ITINERANT VENDORS

06.040.010: Definitions

As used in this chapter:

A. "County" means the county of Glenn, state of California;

B. "Person" means all domestic and foreign corporations, associations, syndicates, joint stock corporations, partnerships of every kind, societies and individuals transacting or carrying on any business or indulging in any of the practices hereinafter specified within the county.

(Ord. 354 § 1, 1957.)

06.040.020: Going in or upon private property unsolicited unlawful

It is unlawful for any solicitor, peddler, hawker, itinerant merchant or transit vendor of merchandise to go in or upon any private property occupied for residential purposes, not having been requested and invited so to do by the owner or owners, occupant or occupants of the private residences for the purpose of soliciting orders for the sale of goods, wares, and merchandise or services and/or disposing of and/or peddling or hawking the same.

(Ord. 354 § 2, 1957.)

06.040.030: Exceptions

The provisions of this chapter shall not apply to, nor include:

A. Farmers, orchardists, poultrymen or horticulturists who may, within the county, sell exclusively their own produce grown and raised by them;

B. Any person distributing religious literature free, or on a nonprofit basis.

(Ord. 716 § 12, 1979; Ord. 354 § 3, 1957.)

06.080: BURGLAR ALARM SYSTEMS

06.080.010: Definitions

The following terms used in this chapter shall be defined as follows:

A. "Alarm Company" means any business operated for any consideration whatsoever engaged in the installation, alteration or servicing of an alarm system;

B. "Alarm System" means an assembly of equipment arranged to signal the presence of a possible hazard requiring urgent attention with such information being relayed to the Glenn County Sheriff's Department dispatch;

C. "Answering Service" means any company receiving an active alarm and forwarding that data to the Glenn County Sheriff's Department dispatch;

D. "Emergency" means the commission of a robbery, burglary, or other crime against the alarm user, or a fire in an alarmed location;

E. "Emergency Response" means the dispatch of Sheriff's Department personnel to a location in response to an alarm, or the response of an officer on patrol when he discovers an audible alarm not yet reported;

F. "False Alarms" means the activation of an alarm system which results in a response by the Glenn County Sheriff's Department where there is no physical evidence that the alarm was activated as a result of an emergency. The following categories shall not be false alarms;

1. Alarms which occur within seven days of installation; and
2. Alarms activated by extraordinary meteorological or atmospheric conditions.

G. "Outside Alarms" means any outside audible alarm;

H. "Subscriber" means a person, business or public entity contracting with an alarm company or owning an alarm system.

(Ord. 1000 § 1, 1991)

06.080.020: Training

A. Each alarm company, within seven days of activating an alarm system, shall clearly instruct the subscriber in the proper use and operation of the alarm system, with special instruction on those factors likely to produce false alarms. This training shall be documented by signature of the subscriber.

B. The alarm company shall also provide a copy of this chapter and the service fees resolution described below to the subscriber.

(Ord. 1000 § 1, 1991)

06.080.030: Outside alarms

Any outside burglar alarm installed after this chapter takes effect shall have an automatic shut-off or reset feature which deactivates the alarm within 20 minutes after it is first activated. (Ord. 1000 § 1, 1991)

06.080.040: Notification-relay

Each alarm company, and/or answering service, shall provide the Glenn County Sheriff's Department dispatch on notification of an activated alarm the following information:

- A. Alarm company name
- B. Operator name or number
- C. 800 call back number
- D. Name of person or business where alarm activated
- E. Address where alarm activated
- F. Name of persons responsible to respond and their estimated time of arrival

If this information is not provided by the time the assigned units arrive at the location of the alarm, the assigned units will only check the ground level exterior, and if it appears secure, the unit will clear the call. (Ord. 1000 § 1, 1991)

06.080.050: Service fees

A. Emergency response to false alarms shall be counted during a 180 consecutive calendar-day period, beginning fifteen days after this chapter takes effect. The emergency response is deemed complete upon dispatch for purposes of a false alarm described in this chapter.

B. There shall be no charge for emergency response to the first and second false alarms.

C. For emergency response to the third, and to each additional false alarm, the fee shall be as set by Resolution of the Glenn County Board of Supervisors.

D. When a service fee is levied against a subscriber, it shall be paid within fifteen days of receipt. If said fee is not paid in the prescribed time, the alarm company will be notified not to and shall not transfer any data from that subscriber to the Glenn County Sheriff's Department dispatch until the alarm company is authorized by the Glenn County Sheriff's Department to again do so.

(Ord. 1000 § 1, 1991)

06.080.060: Acts prohibited

A. No person shall activate or cause to be activated any alarm system except in the case of an emergency or, after notification to the Sheriff's Department, to test the system.

B. No person who accidentally activates or causes the activation of an alarm system shall

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fail to immediately report that circumstance to the Sheriff's Department.
(Ord. 1060 § 21, 1995.)

06.080.070: County of Glenn

The provisions of this chapter are not intended, nor shall they be construed, to create a special relationship between the County of Glenn and any alarm company and/or subscriber so as to create a duty on the part of the Glenn County Sheriff's Department to respond to any alarm. The County shall not be civilly liable for any delays in dispatching the alarm or responding to an alarm nor failure to respond to any alarm. Neither shall this chapter be construed as a waiver of any immunity provided to governmental agencies for tort liability contained in the California Government Code or in any other provision of law.
(Ord. 1000 § 1, 1991)

06.120: CHRISTMAS TREES

06.120.010: Definitions

The following words and phrases when used in this chapter shall be construed to have the following meanings:

A. A "Christmas Tree" means the top or any portion of any evergreen tree severed from the remainder of the tree with the intent that such top or portion will be used for decorative purposes;

B. "Person" means any natural person, whether acting for himself, for any firm or corporation, or for an absent person, except any employee of such natural person while he is working in the presence and under the supervision of the natural person;

C. All words in the masculine gender shall be construed to include the feminine and all words in the singular number shall be construed to include the plural.
(Ord. 397 § 1, 1961.)

06.120.020: Cutting--notice to sheriff

Written notice to the sheriff in the form provided by the sheriff shall be completed as to all applicable items, and filed with the sheriff at the county jail, Willows, Glenn County, California, at or before the time that the notice of intent prescribed by Section 6.12.030 is filed with the sheriff. The notice shall be signed by the owner of the land, or by a person having written authority from the owner to sell any trees as a lessee or purchaser of the lands. (Ord. 397 § 2, 1961.)

06.120.030: Cutting--notice of intent required--contents

It is unlawful for any person to cut any Christmas trees in the unincorporated territory of Glenn County without having previously filed with the sheriff, a notice of intention to cut Christmas trees, on a form provided by the sheriff and containing the following:

A. A statement of the approximate number of Christmas trees to be cut, specifying species;

B. A description of the land upon which the Christmas trees are to be cut; and a description of the land upon which the Christmas trees are to be stored pending shipment;

C. The dates between which the Christmas trees are to be cut;

D. The signature of the person proposing to cut the Christmas trees.
(Ord. 397 § 3, 1961.)

06.120.040: Transporting--permit required--contents

It is unlawful for any person to transport more than five Christmas trees over any public road within Glenn County without having in his possession a Christmas tree transportation permit containing the following:

A. The approximate number of Christmas trees being transported;

B. The dates during which the transporting is authorized;

C. The license number, make, and description of the vehicle upon which the Christmas trees are being transported;

D. The written consent to the transportation dated and signed by the owner or owner's representative of such Christmas trees; and

E. The written authorization for the transportation of Christmas trees dated and signed by a Federal Forest Officer, officer of the State Division of Forestry, or peace officer having jurisdiction in the district from which the Christmas trees are to be shipped. Before transporting the trees from Glenn County, every person transporting any Christmas trees shall have in his possession while so transporting, the transportation permit covering the shipment, and shall cause the permit to be validated by a Federal Forest Officer, officer of the State Division of Forestry, or peace officer having jurisdiction in the district of the county.

(Ord. 397 § 4, 1961.)

06.120.050: Violation a misdemeanor

Every person who violates any provision of this chapter is guilty of a misdemeanor. (Ord. 1060 § 23, 1995.)

06.160: OUTDOOR ASSEMBLIES

06.160.010: Chapter purpose

It is the express purpose and intent of the board in enacting this chapter to protect the persons who may be in attendance at outdoor assemblies and to protect property at or near which outdoor assemblies are held from the dangers to health, safety, comfort and general well-being which are inherent in large numbers of persons being confined in a small area in close proximity to one another. It is recognized that on such occasions increased demands must necessarily be made upon public authorities for fire, health, safety, and police protection, and that, as a precautionary measure, additional care and protection facilities must be planned for and provided in advance. It is not the intent or purpose of the board in enacting this chapter to in any way abridge the federal and state constitutional guarantees of free speech and assembly. (Ord. 517 § 11, 1970.)

06.160.020: Outdoor assembly defined

For the purpose of this chapter, "outdoor assembly" means and includes any outdoor gathering of two thousand or more individuals in a single place or locale for the purpose of attending or participating in dances, chorales, musical recitals, lectures, speeches, orations, plays, shows, circuses, motion picture shows, picture projection shows, festivals, exhibits, and similar musical and/or theatrical type performances to which the public is admitted with or without the payment of admission charges. (Ord. 517 § 1, 1970.)

06.160.030: License--required

It is unlawful for any individual, partnership or corporation to operate, maintain, conduct, advertise, sell or furnish tickets or other types of written authority for admission to an outdoor assembly in the unincorporated area of the county, unless he, they, or it, first obtains a license from the county to operate or conduct such assembly. (Ord. 517 § 2 (part), 1970.)

06.160.040: License--application--contents

Application for a license to conduct an outdoor assembly shall be made in writing to the board, accompanied by a nonrefundable application fee of one hundred dollars and filed with the clerk of the board, and shall contain the following information:

A. The name, age, residence, mailing address and telephone number of the applicant. If the application is made by a partnership, the names and addresses of all general partners shall be included. If the applicant is a corporation, the application shall be signed by the president and attested to by the secretary and shall contain the names and addresses of all

corporate officers, and a certified copy of the articles of incorporation shall be attached to the application. The address and telephone number of the principal place of business of the applicant shall also be included in the application;

B. The location and legal description of the premises where the outdoor assembly is proposed to be conducted, including all lands to be used for vehicle parking or other uses incidental to the outdoor activity. The applicant shall submit proof of ownership of the premises or the written consent of all owners thereof for the proposed use;

C. The date or dates and the hours during which the assembly is to be conducted;

D. An estimate of the maximum number of spectators, participants and other persons expected to attend the outdoor assembly for each day it is conducted;

E. A detailed explanation of the applicant's program and plans to provide security protection, water supply, fire protection and control, food supply, sanitation facilities, medical facilities and services, vehicle parking space, vehicle access and on-site traffic control, and if it is proposed or expected that spectators or participants will remain at night or overnight, the arrangements for illuminating the premises and for camping or similar facilities, applicant's plans to provide for numbers of spectators in excess of the estimate, and provisions for cleanup of the premises and removal of rubbish after the event has concluded;

F. A detailed explanation of the applicant's plan for policing the activity with particular emphasis on the control and prevention of alcohol and drug consumption.
(Ord. 517 § 2 (part), 1970.)

06.160.050: License application--filing

The application shall be filed with the clerk of the board at least sixty days prior to the time indicated for the commencement of the planned activity. The clerk of the board shall review and submit such application to the board and no license shall be issued by the clerk of the board until he is authorized to do so by order of the board at a regular meeting of the board. (Ord. 517 § 2 (part), 1970.)

06.160.060: License application--hearing date, investigation and report

Upon receipt of a complete application and the application fee, the clerk shall request the board to set a time and date for a public hearing and the board shall set the application for a public hearing at a regular meeting of the board, not less than fifteen nor more than thirty days thereafter, and shall give not less than ten days written notice thereof to the applicant. The clerk of the board shall give notice of the hearing and copies of the application to the sheriff, the county health officer, the director of public works and the planning administrator, who shall investigate the matter and report in writing to the board not later than the time set for the hearing, with appropriate recommendations concerning the activity. (Ord. 517 § 3, 1970.)

06.160.070: License application--hearing

The board shall consider the documentary and testimonial evidence of witnesses presented at the hearing, including all reports of investigation and shall grant the license without conditions or with conditions which must be met, including security required from the applicant as a guarantee that the conditions will be met, before a license is granted. (Ord. 517 § 4 (part), 1970.)

06.160.080: License--conditions

If conditions are imposed by the board, the applicant shall furnish or cause to be furnished to the clerk of the board proof that all conditions have been met, and the required security has been given, before the license may be issued by the clerk. (Ord. 517 § 4 (part), 1970.)

06.160.090: License--security

Security required by the board may include the posting of an indemnity bond and/or a performance bond in favor of the county in connection with the operation of a public

outdoor assembly as defined in Section 6.16.020. Such bond or bonds shall be prepared by a corporate bonding company authorized to do business in the state by the Department of Insurance, in an amount determined by the board. The bond or bonds shall indemnify the county, its agents, officers, employees and the board against any and all loss, injury and damage of any nature whatsoever arising out of, or in any way connected with, the outdoor assembly and shall indemnify against loss, injury and damage to both person and property. (Ord. 517 § 4 (part), 1970).

06.160.100: License--corporate surety bond

The board may also require that the applicant provide a corporate surety bond prepared by a corporate bonding company authorized to do business in the state, indemnifying the county and the owners of property adjoining or neighboring the outdoor assembly site for all costs necessitated by such activity to clean up and/or remove debris, trash, garbage or other waste from, in and around the premises. The bond shall be in an amount determined by the board as in its discretion will adequately provide for such indemnification. (Ord. 517 § 4 (part), 1970.)

06.160.110: License--issuance and fee

Upon determining that the board has ordered the issuance of the license pursuant to Sections 6.16.070 through 6.16.100, and that the conditions, if any, imposed by the board, have been complied with by the applicant, the clerk shall collect a license fee of one hundred fifty dollars per day for each day the assembly is scheduled, and he shall issue a license to the applicant for the specific location authorized for the assembly and for the specific days for which the assembly is authorized. (Ord. 517 § 5, 1970.)

06.160.120: License--fee exemptions

A neighborhood or community benefit organization, organized for charitable, religious or eleemosynary purposes, shall be exempt from paying the application and license fees provided for in Section 6.16.110, provided the net proceeds from any such activity does not inure to the benefit of any private persons, partnership or corporation. (Ord. 517 § 6, 1970.)

06.160.130: License--Revocation

The board shall have the right to revoke any license issued pursuant to this chapter after a public hearing held after oral or written notice is given to the licensee at least twenty-four hours prior to such hearing, for any of the following causes:

A. The licensee fails, neglects or refuses to fulfill any of the conditions imposed upon the granting of a license;

B. The licensee permits the outdoor assembly to be conducted in a disorderly manner or allows any person to remain on the premises while under the influence of intoxicating liquor or any narcotic or dangerous drug;

C. The licensee violates or attempts to violate any law of the state, any provision of this chapter or any other ordinance of the county;

D. The licensee has previously made a false, misleading or fraudulent statement of material fact in the application for license, or in any other document required pursuant to this chapter. Written notice of such revocation shall be forwarded by the clerk of the board to the sheriff and the permittee at the address given in the application. The revocation shall become effective immediately after ordered by the board.

(Ord 517 § 7, (part), 1970.)

06.160.140: Authority to close assembly

The sheriff may suspend operation and close any outdoor assembly prior to the expiration of the license granted under the provisions of this chapter, in the event of the occurrence of a riot, major disorder or serious breach of the peace when, in his opinion, it becomes necessary to prevent injury to person or persons and/or damage to property. (Ord. 517 § 7 (part), 1970.)

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06.160.150: License--nontransferable

No license granted under the provisions of this chapter shall be transferable or removable to another location. (Ord. 517 § 8, 1970.)

06.160.160: License--exemptions

The annual Glenn County Fair conducted by the 42nd District Agricultural Association at Orland, California, and athletic contests sponsored by any Glenn County school district shall be exempt from the provisions of this chapter. (Ord. 517 § 9, 1970.)

06.240: BINGO GAMES

06.240.010: Authority

This chapter is enacted pursuant to Section 19, Article IV of the California Constitution and California Penal Code § 326.5. (Ord. 691 § 1 (part), 1978.)

06.240.020: License required

It is unlawful to open up, manage, operate, conduct, maintain or participate in a bingo game within the unincorporated area of the county unless a license to conduct bingo games for charitable purposes has been duly issued pursuant to this chapter. The definition of "bingo" shall be as stated in Penal Code § 326.5. (Ord. 691 § 1 (part), 1978.)

06.240.030: License application

Application for a license to conduct a bingo game or games shall be made in writing to the sheriff, accompanied by a license fee of fifteen dollars. The application shall contain the following information:

A. The name, address and telephone number of the organization which is seeking to conduct the game or games, together with proof of the applicant's status as a mobile home park association, senior citizens organization, or organization exempt from payment of bank and corporation taxes, as described in Penal Code Section 326.5;

B. The name, address and telephone number of the charitable organization for whose benefit each game is to be conducted;

C. The name, address and telephone number of at least one responsible officer of each of the organizations above named;

D. The building or location where the game or games are proposed to be conducted, together with proof of ownership or lease of the premises;

E. The days or dates and hours during which the game or games are proposed to be conducted;

F. An estimate of the maximum number of participants for the game or games;

G. Such other information as the sheriff deems reasonably necessary.
(Ord. 1060 § 25, 1995; Ord. 691 § 1 (part), 1978.)

06.240.040: Investigation

The sheriff shall investigate the applicants and locations of the proposed games to determine if the applicants meet all requirements herein, and to determine if the locations and times of the games comport with the public health, safety, welfare and morals. (Ord. 691 § 1 (part), 1978.)

06.240.050: Issuance of License

Upon finding that the applicant meets all qualifications herein and of the California Penal Code, and that the location and times of the proposed games comport with the public health, safety, welfare and morals, the sheriff may issue a license to the organization setting the location and other conditions necessary to protect the public health, safety, welfare and morals in the conduct of the games. Said license shall include as a condition the posting of a copy of Penal Code Section 326.5 in a prominent place accessible to all participants at the location and at the time each game is conducted. (Ord. 691 § 1 (part),

1978.)

06.240.060: Revocation of license

The sheriff may, upon notice and after a public hearing, revoke or suspend any license issued pursuant hereto for cause. (Ord. 691 § 1 (part), 1978.)

06.240.070: Organization

A license shall be granted only to organizations included within the provisions of Penal Code Section 326.5, and it is the responsibility of the organization to adhere to all terms and conditions of Section 326.5 of the Penal Code and related sections. (Ord. 691 § 1 (part), 1978.)

06.240.080: License period

Licenses may be issued for a period of up to one year. (Ord. 691 § 1 (part), 1978.)

06.240.090: Recordkeeping

Licensees shall keep and maintain full, complete and accurate records and accounts and shall include in such accounts the amount of money obtained from players, the amount of money or type and value of prizes given for each game played, and the disposition of all funds generated by the conduct of bingo games. The county shall have the right to inspect such records at any reasonable time. (Ord. 691 § 1 (part), 1978.)

06.240.100: Violation a misdemeanor

Every person who violates any provision of this chapter is guilty of a misdemeanor. A violation of Penal Code Section 326.5 may be punished or enjoined as provided in that section. (Ord. 1060 § 27, 1995.)

06.250: WEIGHING AND MEASURING DEVICE FEES

06.250.010: Purpose

In addition to and in accordance with the determination made and the authority granted by the state of California under Section 12240 of the Business and Professions Code, an annual device registration permit is required for establishments using weighing and measuring devices. (Ord. 892 § 1 (part), 1987; Ord. 797 § 1 (part), 1983.)

06.250.020: Definitions

A. "Office of weights and measures" means the office of weights and measures, a division of the office of the agricultural commissioner of Glenn County and its agents and employees duly authorized to act on behalf of said department.

B. Weighing and measuring devices for which a permit is required shall be such devices as classified in Section 12240 of the Business and Professions Code.
(Ord. 892 § 1 (part), 1987; Ord. 797 § 1 (part), 1983.)

06.250.030: Device registration fee

No person shall temporarily or permanently, alone, or in conjunction with others, establish, maintain, conduct or operate any weighing and measuring device for which a permit is required without first obtaining an annual device registration permit. (Ord. 892 § 1 (part), 1987; Ord. 797 § 1 (part), 1983.)

06.250.040: Application fees

A. Application. Applications for device registration permit and renewals thereof shall be filed with the county sealer of weights and measures upon such forms as he may prescribe.

B. Fees. The permit fee for the calendar year or any part thereof during which the permitted activity is carried on and for renewal thereof are those established in the table set forth in subdivision (e) of Section 12240 of the Business and Professions Code.

Notwithstanding the above, a fee in the amount of ten dollars for seasonal single device is approved and established.

Fees for vapor or electric meters shall be two dollars per meter.

To any fee not paid when due, there shall be added a penalty equal to twenty-five percent of the amount of the registration fee for one to three devices and fifty percent of the

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amount of the registration fee for four or more devices.

(Ord. 1041 § 1 (part), 1994; Ord. 1001 § 1 (part), 1991; Ord. 892 § 1 (part), 1987; Ord. 797 § 1. (part), 1983.)